IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3249 OF 2006

Smt.Yamunabai Gangaram Salve
& Others .. Petitioners.

Versus

Shri.Uttamchand Premraj Chordiya
through Vijay U.Chordiya & Anr. .. Respondents.

Mrs.Tendulkar i/b.Mr.M.S.Karnik for petitioner.
None for respondents.

CORAM : R.M.SAVANT, J.
DATE : 11th June, 2007.

P.C.

1. This petition impugns the Judgement and Order dated 16th February, 2001 passed by the Appellate Court dismissing the appeal filed by the petitioners being Reg.Civil Appeal No.369 of 1995.

2. The respondent No.1 is a landlord of the property in question and had filed an Eviction Suit against the petitioners. The said suit was decreed and consequently, an order came to be passed against the petitioners. The petitioners' case of being a protected tenant under the

provisions of Section 15(2) and Section 15(A) of the Bombay Rent Act has been rejected by the Trial Court by recorded findings of fact The petitioners challenged the said judgement and order dated 10th March, 1995 passed by the Trial Court in the Appellate Court by filing Misc.Civil Appeal No.369 of 1995. The Appellate Court while rejecting the said appeal filed by the petitioners vide order dated 16th February, 2001, confirmed the judgement passed by the Trial Court.

3. I have perused the order passed by the Appellate Court. The findings of fact recorded by both the Courts below, in my view, require no interference by this Court under Article 227 of the Constitution of India. Petition is, therefore, summarily dismissed.

(R.M.SAVANT, J.)